

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Jan 22, 2025

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

AMANDA W.,<sup>1</sup>

No. 2:24-cv-00268-EFS

Plaintiff,

v.

CAROLYN COLVIN, Acting  
Commissioner of Social Security,<sup>2</sup>

**ORDER GRANTING THE PARTIES'  
STIPULATED MOTION FOR  
REMAND PURSUANT TO  
SENTENCE FOUR OF 42 U.S.C.  
§ 405(g)**

Defendant.

The parties agree that the matter should be reversed and remanded to the Commissioner of Social Security pursuant to sentence four of 42 U.S.C. § 405(g) for further administrative proceedings. The parties also agree that Plaintiff is entitled to reasonable attorney fees and costs under the Equal Access to Justice Act, 28 U.S.C. § 2412(d), upon proper request to the Court.

<sup>1</sup> For privacy reasons, the Court refers to every social security plaintiff by first name and last initial or by "Plaintiff." See LCivR 5.2(c).

<sup>2</sup> Carolyn Colvin became the Acting Commissioner of Social Security on November 30, 2024. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, and section 205(g) of the Social Security Act, 42 U.S.C. § 405(g), she is hereby substituted for Martin O'Malley as the defendant.

1 Consistent with the parties' agreement, **IT IS HEREBY ORDERED:**

2 1. The parties' Stipulated Motion for Remand, **ECF No. 12**, is

3 **GRANTED.**

4 2. This matter is **REVERSED** and **REMANDED** to the Commissioner  
5 of Social Security for further administrative proceedings pursuant to  
6 sentence four of 42 U.S.C. § 405(g). On remand, the Appeals Council  
7 is to instruct the ALJ to: further develop the record, as necessary;  
8 offer Plaintiff another administrative hearing; reevaluate the  
9 evidence, including the medical opinions of H. Petaja, Ph.D., and J.  
10 Teal, Ph.D.; and issue a new decision.

11 3. The Clerk's Office shall **TERM** the hearing and Plaintiff's brief, **ECF**  
12 **No. 6**, enter **JUDGMENT** in favor of Plaintiff, and **CLOSE** the case.

13 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order  
14 and provide copies to all counsel.

15 **DATED** this 22<sup>nd</sup> day of January 2025.

16 

17 EDWARD F. SHEA  
18 Senior United States District Judge